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[Proposed] Bankruptcy Counsel for  
Howard M. Ehrenberg, Chapter 7 Trustee

**FILED & ENTERED**

**MAR 07 2016**

CLERK U.S. BANKRUPTCY COURT  
Central District of California  
BY bakchell DEPUTY CLERK

**CHANGES MADE BY COURT**

**ORDER NOT FOR PUBLICATION**

**UNITED STATES BANKRUPTCY COURT**

**CENTRAL DISTRICT OF CALIFORNIA**

**LOS ANGELES DIVISION**

In re  
  
ARMEN SANAMYAN,  
  
Debtor.

Case No. 2:13-bk-39318-RK

Chapter 7

**ORDER GRANTING IN PART AND  
DENYING IN PART APPLICATION OF  
CHAPTER 7 TRUSTEE TO EMPLOY  
SULMEYERKUPETZ, A  
PROFESSIONAL CORPORATION, AS  
GENERAL BANKRUPTCY COUNSEL**

DATE:  
TIME: [No Hearing Required]  
PLACE:

This Court, having considered the "Application of Chapter 7 Trustee to Employ  
**SulmeyerKupetz**, A Professional Corporation, As General Bankruptcy Counsel" (the  
"Application") [Docket No. 35] filed by Howard M. Ehrenberg, the duly appointed, qualified, and  
acting chapter 7 trustee (the "Trustee") for the estate of the debtor Armen Sanamyan (the  
"Debtor"), and the separately filed "Declaration That No Party Requested A Hearing on Motion  
9013-1(o);" and after finding that no objection or request for hearing was timely filed by the

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Debtor, any creditor or other party in interest, and good cause appearing therefor, it is hereby

**ORDERED** as follows:

1. The Application is granted in part and denied in part.

2. The Trustee is authorized to employ **SulmeyerKupetz**, A Professional Corporation, as his general bankruptcy counsel on the terms and conditions set forth in the Application, effective as of the date the employment application was filed on February 12, 2016.

3. **The Trustee's request for authorization to employ SulmeyerKupetz, A Professional Corporation, as his general bankruptcy counsel on the terms and conditions set forth in the Application, effective as of the date services were first rendered, is DENIED because: (1) the date services were first rendered is not specified anywhere in the application; (2) such request would be authorizing *nunc pro tunc* employment which requires a showing of extraordinary or exceptional circumstances, which are not shown here. See, e.g., *In re Mehdipour*, 202 B.R. 474, 479 (9<sup>th</sup> Cir. BAP 1996); see also, 1 March, Ahart and Shapiro, *California Practice Guide: Bankruptcy*, ¶4:670 at 4-53 (2015), citing *inter alia*, *In re Occidental Financial Group, Inc.*, 40 F.3d 1059, 1062 (9<sup>th</sup> Cir. 1994) and *In re Mehdipour*, *supra*.**

IT IS SO ORDERED.

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Date: March 7, 2016



Robert Kwan  
United States Bankruptcy Judge

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